

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

DORIS J. MASTERS, individually and as)	
the representative of a class of similarly-)	
situated persons,)	
)	
Plaintiff,)	
)	No. 09-255-JPG
v.)	
)	
LOWE'S HOME CENTERS, INC. d/b/a)	
LOWE'S,)	
)	
Defendant.)	

PLAINTIFF'S FIRST REQUEST FOR DEFENDANT'S ADMISSIONS

Pursuant to FRCP 36 Plaintiff requests that Defendant admit or deny the following statements of fact within thirty (30) days of service, or sooner if the Court so orders. Plaintiff incorporates the Definitions and Instructions from Plaintiff's First Set of Interrogatories to Defendant as though fully set forth herein.

STATEMENTS OF FACT TO BE ADMITTED OR DENIED

1. Defendant is a person that accepts credit cards or debit cards for the transactions of business.

RESPONSE:

2. From December 4, 2006 to the present Defendant has provided to more than 40 persons an electronically printed receipt at the point of sale or transaction displaying more than the last five (5) digits of the person's credit card or debit card number.

RESPONSE:

3. From December 4, 2006 to the present Defendant has provided to more than 100 persons an electronically printed receipt at the point of sale or transaction displaying more than the last five (5) digits of the person's credit card or debit card number.

RESPONSE:

4. From December 4, 2006 to the present Defendant has provided to more than 1,000 persons an electronically printed receipt at the point of sale or transaction displaying more than the last five (5) digits of the person's credit card or debit card number

RESPONSE:

5. From December 4, 2006 to the present Defendant has provided to more than 5,000 persons an electronically printed receipt at the point of sale or transaction displaying more than the last five (5) digits of the person's credit card or debit card number.

RESPONSE:

6. From December 4, 2006 to the present Defendant has provided to more than 5,000 persons an electronically printed receipt at the point of sale or transaction displaying more than the last five (5) digits of the person's credit card or debit card number.

RESPONSE:

7. Your machines that printed receipts containing more than the last five (5) digits of a person's credit card or debit card number were brought into use before January 1, 2005.

RESPONSE:

8. Your machines that printed receipts containing more than the last five (5) digits of a person's credit card or debit card number were brought into use before January 1, 2005.

RESPONSE:

9. Your machines that printed receipts containing more than the last five (5) digits of a person's credit card or debit card number were brought into use on or after January 1, 2005.

RESPONSE:

10. Your machines that printed receipts containing more than the last five (5) digits of a person's credit card or debit card number were brought into use on or after January 1, 2005.

RESPONSE:

11. You learned of the truncation requirements under FACTA before you were served by this suit.

RESPONSE:

12. You learned of the truncation requirements under FACTA before December 4, 2006.

RESPONSE:

13. You learned of the truncation requirements under FACTA before January 1, 2005.

RESPONSE:

/s/ Marc W. Parker
One of Plaintiff's Attorneys

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